

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): W. MORGAN *et al.*

Attorney Docket No: 20002.0038

Application No.: 09/841,910

Group Art Unit: 3711

Filed: April 27, 2001

Examiner: T. Duong

For: MULTILAYER GOLF BALL WITH HOOP-
STRESS LAYERTERMINAL DISCLAIMERCommissioner for Patents
Washington, D.C. 20231

Sir:

Petitioner, John P. Mulgrew, represents that he is one of the attorneys of record for Acushnet Company, the assignee of the entire right, title and interest in and to the above-identified application by virtue of an assignment from William E. MORGAN, Roman D. HALKO, and Emanuel VIEIRA to Acushnet Company that was recorded at Reel / Frame 0117785 / 0738.

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of any patent that may be granted on co-pending U.S. Patent Application No. 09/842,829, filed on April 27, 2001, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent that may be granted on co-pending U.S. Patent Application No. 09/842,829.

Petitioner further agrees that this agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors, and assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of any patent that may be granted on co-pending U.S. Patent Application No. 09/842,829 in the event that any such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title and stated above.

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Petitioner hereby confirms that he has reviewed the assignment and, to the best of his knowledge and belief, title is in the assignee seeking to take action in this matter and that he is empowered to act on behalf of Acushnet Company.

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so make are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: August 15, 2002

By:


John P. Mulgrew, Registration No. 47,809
Attorney for Assignee Acushnet Company

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